

25X1A

2 October 1956

OGC Has Reviewed**MEMORANDUM FOR: Acting Deputy Director (Support)****SUBJECT :** [REDACTED] - Travel 25X1A9a

1. A memorandum from the Assistant Director for Operations dated 17 September 1956, requests clarification of the authority to permit the advance return to the United States of the daughter of [REDACTED] an [REDACTED] employee at [REDACTED] [REDACTED] has been advised that [REDACTED] must commence travel before his daughter's twenty-first birthday (2 June 1957) to permit his daughter's travel at Government expense regardless of the date of her travel. (It will be inconvenient for [REDACTED] to travel before 2 June 1957).

2. We have been informed that the advice to [REDACTED] was based upon unpublished Comptroller General Decision B-126519, dated 16 February 1956. That decision stated only that the employee must be eligible for travel prior to the child's twenty-first birthday and that the child must travel before reaching that age. The travel of [REDACTED] daughter before 2 June 1957 will meet these requirements.

3. It should be noted that in any case the decision in B-126519 would not operate to prohibit the travel requested here. That decision is based upon the authority of P.L. 600, 79th Congress, as amended. In general, the travel of Agency employees permanently assigned to foreign posts is governed by P.L. 110, 81st Congress and the regulations issued thereunder. Section 5(a)(1)(B) of P.L. 110 authorizes the Agency, "to pay the travel expenses of members of the family of an officer or employee of the Agency when proceeding to or returning from his post of duty;" [REDACTED] makes special provision for the travel of unmarried children over twenty-one years of age.

4. The travel of [REDACTED] daughter may be permitted in accordance with the authority of P.L. 110 and Agency Regulations.

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[REDACTED]
Office of General Counsel

OGC:JDM:bb

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